INVESTIGATIVE SUMMARY
DEPUTY INVOLVED SHOOTING
IAB FILE: SH# 2046388
URN: 001-18527-2172-055

OPENING STATEMENT

On September 21, 2001, at approximately 1045 hours, Deputies Angel Jaimes and [redacted] attempted to stop Suspect [redacted], who was riding a bicycle, for failing to stop for a stop sign. Once stopped, Suspect [redacted] reached into his waistband where the deputies saw the outline of a handgun in the suspect's pants. Suspect [redacted] ran from the location and the deputies chased him in their black and white radio car. Suspect [redacted] ran into the yard at [redacted] 77th Place, where he dropped to one knee, removed the handgun from his waistband, turned and pointed the handgun at the deputies.

Fearing for his safety and the safety of his partner, Deputy Jaimes fired one round from his Beretta 92F pistol. Suspect [redacted] dropped the gun and when he attempted to pick it up Deputy Jaimes fired two additional rounds. Suspect [redacted] ran from the location and was eventually arrested after surrendering himself to deputies on 78th Street.

On September 21, 2001, Sergeants Larry Gregg and Clay Porlier responded to the Firestone Park area regarding a deputy involved shooting. Internal Affairs Lieutenant, Thomas O'Brien and Sergeants Brian Morris and Michael Berg also responded to assist.

INVOLVED PERSONNEL

Jaimes, Angel, Deputy #[redacted] MW/38 HT 5'10" WT 235 Right Handed
Field Operations Region II, Century Station
216A

Date of Employment:	10/20/1989
Date Assigned to Patrol:	[redacted]
Date Completed Patrol Training:	[redacted]
Prior Shooting Incidents:	3
Prior Founded Force Incidents:	[redacted]

SUSPECT

[redacted]

Suspect [redacted] was [redacted]

WITNESSES

[redacted], Deputy #[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

INJURIES

There were no injuries to the suspect or deputies during this incident.

PHYSICAL EVIDENCE

- Pistol, Ruger, .38, serial # [redacted], containing six live rounds

IAB NOTE: On January 2, 2002, Deputy Dan Nathan was contacted at the Firearms section of the Crime Lab. He stated that Suspect [redacted]' gun was safety checked and returned to Century Station for disposition.

On January 3, 2002, Criminalist Ivan Chavez contacted the investigator. He reported that he test fired the gun and that it was operational.

WEAPONS USED BY DEPUTY PERSONNEL

Service Weapon Type:	Beretta 9MM, Serial # BER[redacted]Z
Type of Ammunition Used:	Winchester, 9MM Luger
Date Employee Last Qualified:	[redacted]
Date Last Trained With Weapon:	[redacted] 

WEAPONS USED BY SUSPECT/INMATE

Type of Weapon Used or Carried:	Ruger, Police Special
Weapon Recovered:	Yes
Casings Recovered:	None
Gunshot Residue Results:	N/A
Weapon checked for Fingerprints:	Yes
Results:	No prints found

PROPERTY DAMAGE

None found. Stray rounds unaccounted for.

CRIMINAL INVESTIGATOR/CHARGES FILED

Investigator's Name:	Detective [redacted], Century OSS
Court:	Kenyon Justice Center, Dept. #260
Charges:	245 (d) (1) P.C
Court Date:	12/04/2001, Fitness Hearing

LIGHTING AND WEATHER CONDITIONS

This incident occurred during daylight hours.

EMPLOYEE STATEMENTS

Deputy Angel Jaimes was interviewed on September 21, 2001, by Sergeants Larry Gregg and Clay Porlier at Century Station. Prior to the interview, Deputy Jaimes had an opportunity to read and sign the Administrative Rights Force/Shooting Admonition. The interview was tape recorded and summarized as follows:

Deputy Jaimes reported that he and his partner, Deputy [redacted] were stopped in their marked Sheriff's black and white radio car, wearing their Class A uniforms, at Hooper Avenue and Nadeau Street, in the unincorporated area of Los Angeles when they saw Suspect [redacted] ride his bicycle quickly through the stop sign at Hooper and 77th Place. Cars driving north and south on Hooper Avenue had to quickly brake to avoid hitting Suspect [redacted]. Deputy Jaimes recognized Suspect [redacted], having contacted him on several other occasions and aware that Suspect [redacted] was an active member of the Florencia 13 gang.

Deputy Jaimes said he believed that "something was not right," and believed that Suspect [redacted] had either just committed a robbery, or was being chased by rival gang members. Suspect [redacted] rode his bicycle eastbound on 77th Place. Deputy Jaimes drove his radio car eastbound on Nadeau Street, turning northbound on Parmalee Avenue to intercept Suspect [redacted]. Deputy Jaimes stopped the radio car just south of 77th Place and waited for Suspect [redacted] to ride by.

Suspect [redacted] entered the intersection, still riding his bicycle and looked at the radio car. Suspect [redacted] drove his bicycle onto the west sidewalk of Parmalee Avenue and continued riding northbound. Deputy Jaimes ordered Suspect [redacted] to stop by yelling at him. Suspect [redacted] stopped his bicycle and Deputy Jaimes stopped the radio car behind him. Suspect [redacted] grabbed at his waistband and Deputy Jaimes could see the shape of a handgun under Suspect [redacted] black T-shirt. Deputy Jaimes thought, "Hey, that's a big gun." Suspect [redacted] began to run southbound on Parmalee Avenue and turned westbound on 77th Place. Deputy Jaimes thought Suspect [redacted] was going to run behind the radio car and shoot at Deputy [redacted] and his partner, Deputy [redacted]. Deputy Jaimes recalled that Deputy [redacted] was killed in the same manner and was vigilant to the moves of the suspect.

Deputy Jaimes began shouted to Deputy [redacted] to watch Suspect [redacted] as he drove the radio car in reverse to Parmalee Avenue, then forward, chasing Suspect [redacted] west on 77th Place. Deputy Jaimes told Deputy [redacted] to "get on the patch." He heard Deputy [redacted] broadcast that they were chasing a man with a gun.

Deputy Jaimes again directed at Suspect [redacted] to stop. Suspect [redacted] did not stop and continued holding onto his waistband. Suspect [redacted] ran from the north sidewalk to the south sidewalk, then to [redacted] 77th Place. A parked van was directly in front of [redacted] 77th Place. Suspect [redacted] ran along the sidewalk to the chainlink gate and entered the front yard of [redacted] 77th Place. Deputy Jaimes drove past the van, so he and Deputy [redacted] could maintain sight of the suspect. He did not activate his light bar.

When Suspect [redacted] entered the yard and was on the lawn area, Deputy Jaimes ordered him to stop again. Deputy Jaimes pointed his gun at Suspect [redacted], while seated inside the radio car. Suspect [redacted] squatted toward the ground, described by Deputy Jaimes as "a combative squat", with his right knee on the ground. Suspect [redacted] was facing away from the deputies. Suspect [redacted] began to remove the handgun from under his shirt and at the same time turned toward the deputies and looked at them. Deputy Jaimes was stopped northwest of where Suspect [redacted] was squatting. He did this to increase the distance to Suspect [redacted] to present a more difficult target for Suspect [redacted] to shoot. As soon as Deputy Jaimes stopped the radio car, he yelled, "Drop the gun!" Suspect [redacted] continued to raise the gun while turning toward the deputies. Deputy Jaimes feared he would be shot, or his partner would be shot and killed. Deputy Jaimes fired his weapon once to prevent Suspect [redacted] from shooting him or Deputy [redacted]. Suspect [redacted] dropped his gun, for this reason Deputy Jaimes believed he had shot Suspect [redacted]. Suspect [redacted] picked the gun up and Deputy Jaimes fired two more rounds at Suspect [redacted]. Suspect [redacted] stood up and ran from the area, along the east side of [redacted] 77th Place and out of sight. Deputy Jaimes said either he or Deputy [redacted], or both, broadcast that a deputy involved shooting had occurred.

Deputy [redacted] and Deputy Jaimes contained the block by running to opposite ends of the street. This was a pre-designated plan the partners had discussed. Units began to arrive within one minute and a containment was set.

Deputy Jaimes requested an Aero unit and a Canine unit to respond. At 1230 hours, Suspect [redacted] was found inside the containment area and arrested when he surrendered himself to deputies. Deputy Jaimes positively identified Suspect [redacted] as the person who pointed the gun at him.

Deputy [redacted] said when he fired his gun he was also attempting to place the car into park. He stated he was in a poor position to fire his gun and was not sure where the bullet went if it did not hit the suspect.

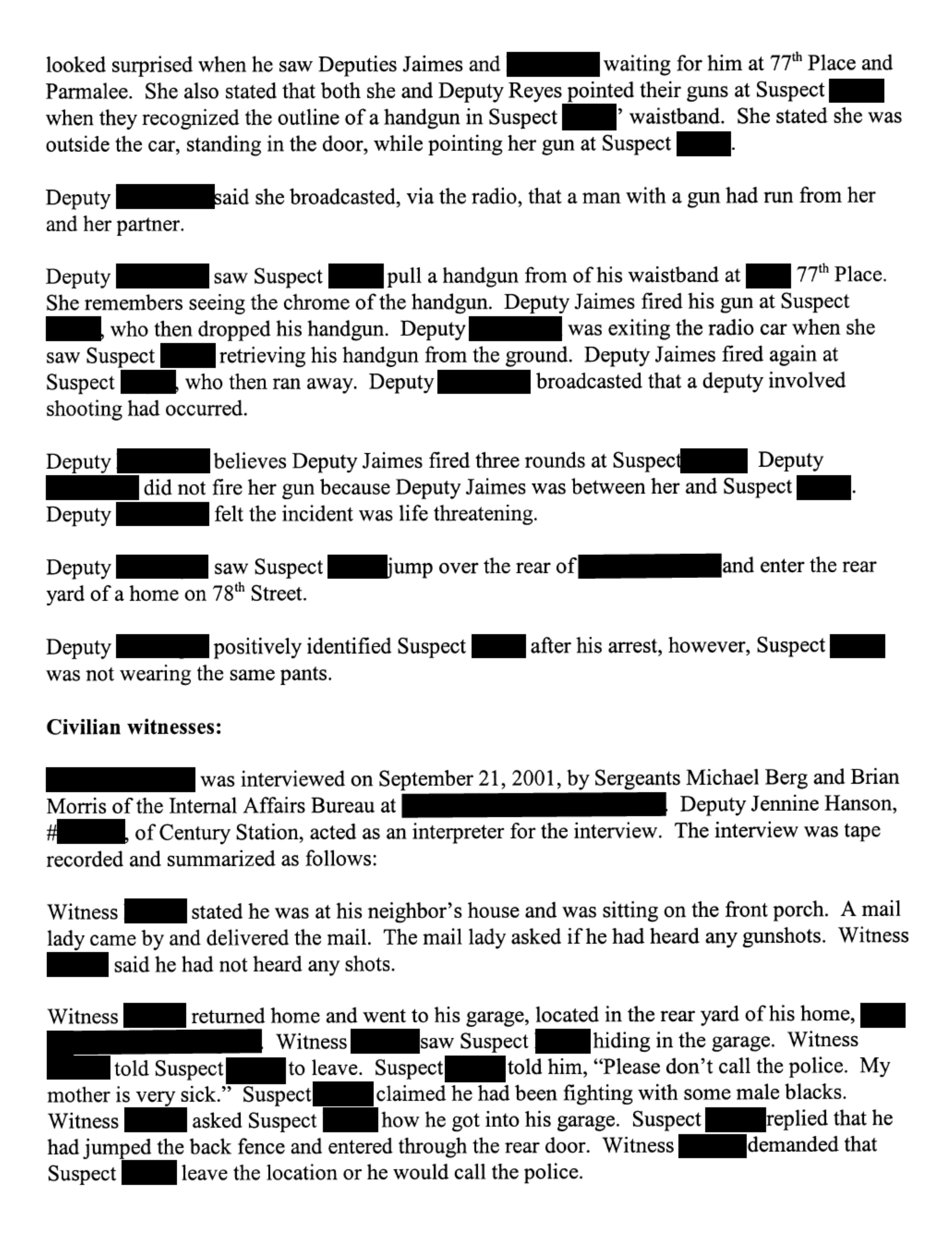
Deputy [redacted] believes he used good tactics during this incident. He was upset because he missed Suspect [redacted] when he fired at him and was concerned that Suspect [redacted] could have shot him, or worse, his partner.

<u>WITNESS STATEMENTS</u>

Sworn:

Deputy [redacted] was interviewed on September 21, 2001, by Sergeants Larry Gregg and Clay Porlier at Century Station. Prior to the interview, Deputy [redacted] had an opportunity to read and sign the Witness Administrative Rights Admonition. The interview was tape recorded and summarized as follows:

Deputy [redacted] stated substantially the same as Deputy [redacted]. She added that Suspect [redacted]



looked surprised when he saw Deputies Jaimes and [redacted] waiting for him at 77th Place and Parmalee. She also stated that both she and Deputy Reyes pointed their guns at Suspect [redacted] when they recognized the outline of a handgun in Suspect [redacted]' waistband. She stated she was outside the car, standing in the door, while pointing her gun at Suspect [redacted].

Deputy [redacted] said she broadcasted, via the radio, that a man with a gun had run from her and her partner.

Deputy [redacted] saw Suspect [redacted] pull a handgun from of his waistband at [redacted] 77th Place. She remembers seeing the chrome of the handgun. Deputy Jaimes fired his gun at Suspect [redacted], who then dropped his handgun. Deputy [redacted] was exiting the radio car when she saw Suspect [redacted] retrieving his handgun from the ground. Deputy Jaimes fired again at Suspect [redacted], who then ran away. Deputy [redacted] broadcasted that a deputy involved shooting had occurred.

Deputy [redacted] believes Deputy Jaimes fired three rounds at Suspect [redacted] Deputy [redacted] did not fire her gun because Deputy Jaimes was between her and Suspect [redacted]. Deputy [redacted] felt the incident was life threatening.

Deputy [redacted] saw Suspect [redacted] jump over the rear of [redacted] and enter the rear yard of a home on 78th Street.

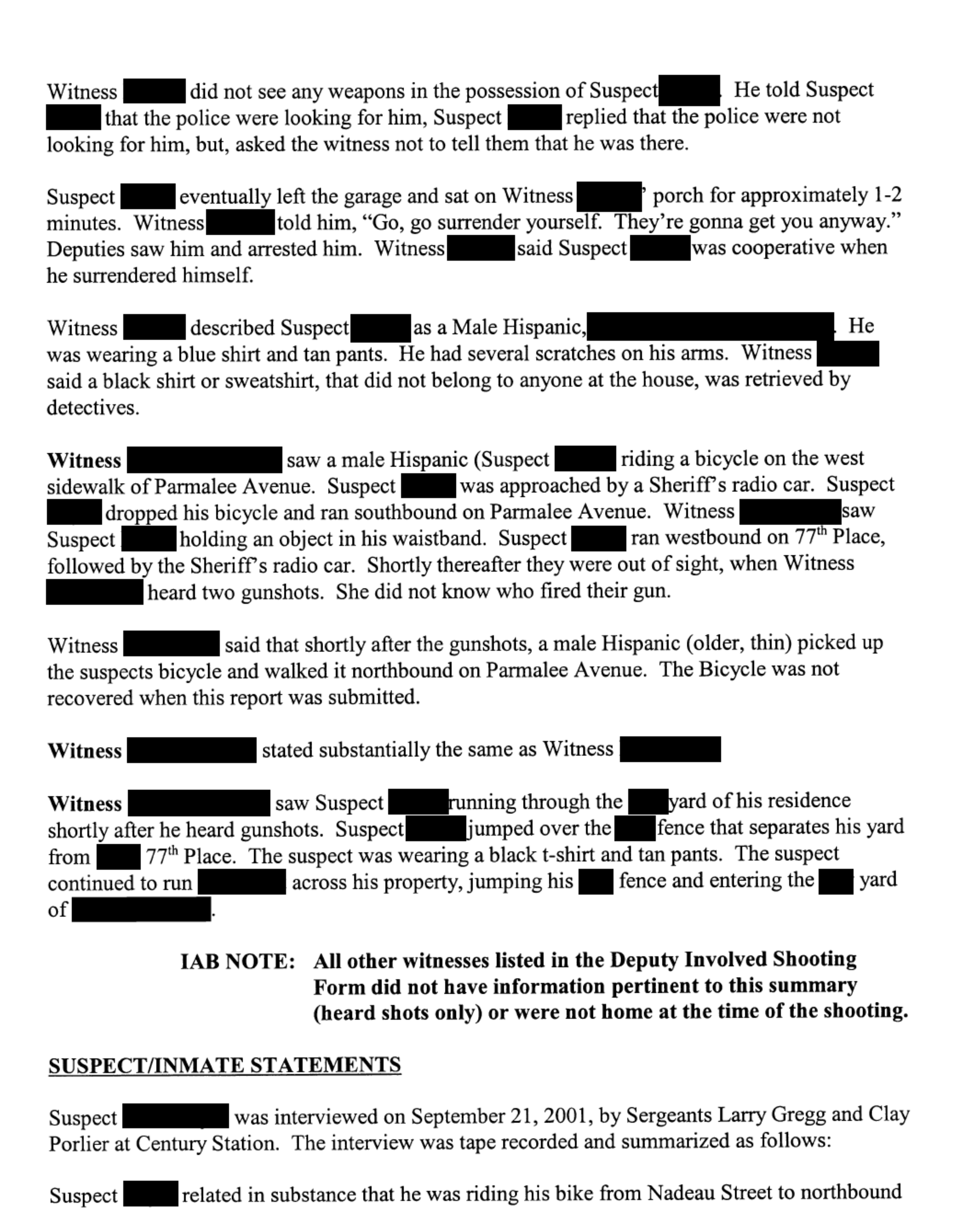
Deputy [redacted] positively identified Suspect [redacted] after his arrest, however, Suspect [redacted] was not wearing the same pants.

Civilian witnesses:

[redacted] was interviewed on September 21, 2001, by Sergeants Michael Berg and Brian Morris of the Internal Affairs Bureau at [redacted]. Deputy Jennine Hanson, #[redacted], of Century Station, acted as an interpreter for the interview. The interview was tape recorded and summarized as follows:

Witness [redacted] stated he was at his neighbor's house and was sitting on the front porch. A mail lady came by and delivered the mail. The mail lady asked if he had heard any gunshots. Witness [redacted] said he had not heard any shots.

Witness [redacted] returned home and went to his garage, located in the rear yard of his home, [redacted]. Witness [redacted] saw Suspect [redacted] hiding in the garage. Witness [redacted] told Suspect [redacted] to leave. Suspect [redacted] told him, "Please don't call the police. My mother is very sick." Suspect [redacted] claimed he had been fighting with some male blacks. Witness [redacted] asked Suspect [redacted] how he got into his garage. Suspect [redacted] replied that he had jumped the back fence and entered through the rear door. Witness [redacted] demanded that Suspect [redacted] leave the location or he would call the police.



Witness [redacted] did not see any weapons in the possession of Suspect [redacted]. He told Suspect [redacted] that the police were looking for him, Suspect [redacted] replied that the police were not looking for him, but, asked the witness not to tell them that he was there.

Suspect [redacted] eventually left the garage and sat on Witness [redacted]' porch for approximately 1-2 minutes. Witness [redacted] told him, "Go, go surrender yourself. They're gonna get you anyway." Deputies saw him and arrested him. Witness [redacted] said Suspect [redacted] was cooperative when he surrendered himself.

Witness [redacted] described Suspect [redacted] as a Male Hispanic, [redacted]. He was wearing a blue shirt and tan pants. He had several scratches on his arms. Witness [redacted] said a black shirt or sweatshirt, that did not belong to anyone at the house, was retrieved by detectives.

Witness [redacted] saw a male Hispanic (Suspect [redacted] riding a bicycle on the west sidewalk of Parmalee Avenue. Suspect [redacted] was approached by a Sheriff's radio car. Suspect [redacted] dropped his bicycle and ran southbound on Parmalee Avenue. Witness [redacted] saw Suspect [redacted] holding an object in his waistband. Suspect [redacted] ran westbound on 77th Place, followed by the Sheriff's radio car. Shortly thereafter they were out of sight, when Witness [redacted] heard two gunshots. She did not know who fired their gun.

Witness [redacted] said that shortly after the gunshots, a male Hispanic (older, thin) picked up the suspects bicycle and walked it northbound on Parmalee Avenue. The Bicycle was not recovered when this report was submitted.

Witness [redacted] stated substantially the same as Witness [redacted]

Witness [redacted] saw Suspect [redacted] running through the [redacted] yard of his residence shortly after he heard gunshots. Suspect [redacted] jumped over the [redacted] fence that separates his yard from [redacted] 77th Place. The suspect was wearing a black t-shirt and tan pants. The suspect continued to run [redacted] across his property, jumping his [redacted] fence and entering the [redacted] yard of [redacted].

IAB NOTE: All other witnesses listed in the Deputy Involved Shooting Form did not have information pertinent to this summary (heard shots only) or were not home at the time of the shooting.

SUSPECT/INMATE STATEMENTS

Suspect [redacted] was interviewed on September 21, 2001, by Sergeants Larry Gregg and Clay Porlier at Century Station. The interview was tape recorded and summarized as follows:

Suspect [redacted] related in substance that he was riding his bike from Nadeau Street to northbound

on Parmalee. Suspect [redacted] claimed the deputies tried to "cut me off." He does not remember anybody telling him to stop, but he knew that's what they were trying to do. He had a handgun and didn't want the deputies to arrest him. The deputies were directly behind him in their radio car when he jumped off his bike and ran away, south on Parmalee Avenue. He ran westbound on 77th Place and as he jumped over the gate at [redacted] 77th Place, he removed the gun from his waistband and threw it. Suspect [redacted] did not know if the deputies were chasing him because he never looked back as he ran between the houses, toward the rear yard. He heard gunshots and saw the bullets striking the house and ground around him. Suspect [redacted] heard between two and four shots.

Suspect [redacted] claimed he bought the gun on September 19, 2001, from "a bum." He carried the gun in his waistband, tucked inside his shirt. Suspect [redacted] had not shown it to anyone. Suspect [redacted] believed the gun was a revolver, but did not know if it was loaded. He said he never checked.

Suspect [redacted] bought the gun for protection because he is from the Florencia gang and they are at war with another gang.

After the deputy shot at him he continued to run, "ducking down." He jumped over several fences. He eventually hid by a garage. A man came up to him and told him the deputies were looking for him and told him to get out of his yard. Suspect [redacted] walked into the street and surrendered himself to the deputies.

MISCELLANEOUS

Suspect [redacted] was arrested [redacted]

Suspect [redacted]' bicycle was apparently taken prior to the back-up units arriving at its location. The bicycle was not recovered and has not been found.